

## **AMENDMENTS TO THE CLAIMS**

The following listing of claims will replace all prior versions, and listings, of claims in the application:

### **Listing of Claims:**

1. (Original) An oil-in water emulsion cosmetic composition comprising;  
a water phase,  
an oil phase which is dispersed in said water phase, and  
a hydrophobicized powder which is dispersed in said oil phase.
2. (Original) The oil-in water emulsion cosmetic composition according to claim 1,  
wherein the amount of silicone oil is 50 % by weight or more relative to the whole amount of said oil phase, and  
wherein polyoxyalkylene modified polysiloxane and/or isostearic acid are contained as dispersant of said hydrophobicized powder.
3. (Original) The oil-in water emulsion cosmetic composition according to claim 1,  
wherein the amount of polar oil is 50 % by weight or more relative to the whole amount of said oil phase, and  
wherein condensed 12-hydroxystearic acid-added polyethylene glycol and/or condensed 12-hydroxystearic acid-added polyglycerol are contained as dispersant of said hydrophobicized powder.
4. (Previously presented) The oil-in water emulsion cosmetic composition according to claim 1 further comprising one or more thickeners selected from succinoglycan, xanthan gum and acrylamide.

5. (Original) The oil-in water emulsion cosmetic composition according to claim 1, wherein comprising succinoglycan and one or more plasticizers selected from glycerin, polyoxyethylene methyl glucoside, and polyethylene glycol 20000, and wherein the amount of said succinoglycan is 0.05 to 2 % by weight.
6. (Original) The oil-in water emulsion cosmetic composition according to claim 5, wherein the amount of said plasticizer is 1 to 40% by weight.
7. (Previously Presented) The oil-in water emulsion cosmetic composition according to claim 1 further comprising one or more co-emulsifiers selected from carboxymethylcellulose, hydroxyethyl cellulose, hydroxy methyl cellulose and gelatin.
8. (Previously Presented) The oil-in water emulsion cosmetic composition according to claim 1 wherein said hydrophobicized powder is an ultraviolet rays scattering agent.
9. (Original) The oil-in water emulsion cosmetic composition according to claim 8, wherein said hydrophobicized powder is hydrophobicized titanium oxide and/or hydrophobicized zinc oxide.